

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RHONDA RAMSEY,
Plaintiff,

v.

CLARK COUNTY DETENTION CENTER,
et al.,
Defendants.

Case No.: 2:22-cv-01959-CDS-VCF

ORDER

On November 22, 2022, pro se plaintiff Rhonda Ramsey, an inmate in the custody of the Clark County Detention Center, filed a complaint under 42 U.S.C. § 1983 and applied to proceed *in forma pauperis*. (ECF Nos. 1, 1-1). Plaintiff's application to proceed *in forma pauperis* is incomplete because, instead of using this Court's approved form for applications to proceed *in forma pauperis* by inmates, Plaintiff completed a form used in Nevada state court. (ECF No. 1). Moreover, Plaintiff fails to include a financial certificate and an inmate trust fund account statement for the previous six-month period. The Court will deny Plaintiff's application without prejudice and give Plaintiff the opportunity to correct these deficiencies **by January 27, 2023**.

I. DISCUSSION

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). The fee for filing a civil-rights action is \$402, which includes the \$350 filing fee and the \$52 administrative fee. See 28 U.S.C. § 1914(b). "Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*." Nev. Loc. Special R. 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court's approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court's approved form, that is properly signed by both the inmate and a

1 prison or jail official; and (3) a copy of the **inmate's prison or jail trust fund account**
 2 **statement for the previous six-month period.** See 28 U.S.C. § 1915(a)(1)–(2); Nev.
 3 Loc. Special R. 1-2. *In forma pauperis* status does not relieve an inmate of his or her
 4 obligation to pay the filing fee; it just means that the inmate can pay the fee in installments.
 5 See 28 U.S.C. § 1915(b).

6 As explained above, Plaintiff's application to proceed *in forma pauperis* is
 7 incomplete. The Court will therefore deny Plaintiff's application to proceed *in forma*
 8 *pauperis* without prejudice and grant Plaintiff an extension of time to either pay the filing
 9 fee or file a new fully complete application to proceed *in forma pauperis* with all three
 10 required documents.

11 **II. CONCLUSION**

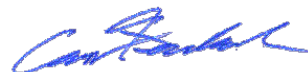
12 It is therefore ordered that the application to proceed *in forma pauperis* (ECF No. 1)
 13 is denied without prejudice.

14 It is further ordered that Plaintiff has **until January 27, 2023**, to either pay the full
 15 \$402 filing fee or file a new fully complete application to proceed *in forma pauperis* with
 16 all three required documents: (1) a completed application with the inmate's two signatures
 17 on page 3, (2) a completed financial certificate that is signed both by the inmate and the
 18 prison or jail official, and (3) a copy of the inmate's trust fund account statement for the
 19 previous six-month period.

20 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
 21 Plaintiff fails to timely comply with this order.

22 The Clerk of the Court is directed to send plaintiff Rhonda Ramsey the approved
 23 form application to proceed *in forma pauperis* for an inmate and instructions for the same
 24 and retain the complaint (ECF No. 1-1) but not file it at this time.

25 DATED THIS 28th day of November 2022.

26
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28 UNITED STATES MAGISTRATE JUDGE